

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.10026 of 2007

ORAL ORDER:

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This writ petition is filed seeking a Mandamus declaring the order passed by the first respondent in Rc.No.4/2007 dated 5.3.2007 suspending the petitioner from service as arbitrary, illegal and contrary to Item No.7 of Special Byelaws of the Society and Rule 72 of A.P. Cooperative Societies Rules, 1964 and consequently direct the respondents to reinstate the petitioner into service with all consequential benefits.

Vide impugned order dated 5.3.2007, petitioner was suspended from service for certain misconduct. This Court, while ordering notice before admission on 9.5.2007, granted interim suspension of the impugned order. Now a vacate stay petition is filed seeking to vacate the said order.

Heard the learned counsel for petitioner and the learned Government Pleader appearing for respondents.

Serious allegations have been made stating that the petitioner not only misappropriated the funds of the society, but also committed other financial irregularities and further enquiry is going on and if the petitioner is still continued in service, there is every possibility of tampering the records. Petitioner has also not made out any case, such as, absence of jurisdiction or malafides against the respondents.

Therefore, I am of the opinion that the writ petition is devoid of merits and liable to be dismissed and accordingly dismissed. It is needless to mention that the interim order passed by this Court on 9.5.2007 stands vacated. However, the respondents are directed to complete the enquiry against the petitioner within a period of three

months from the date of receipt of a copy of this order. No order as to costs.

C.V.RAMULU, J

Date: 5.11.2007

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**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.10026 of 2007

Date: 5th November, 2007

Between:

P.Jaga Bhopal Rao

.. Petitioner

And

The Primary Agricultural Cooperative Society Ltd.,
Chigurumamidi, rep. by its President,
Karimnagar district & another.

.. Respondents